The Court having been advised that the parties have reached a settlement in this matter, it is hereby

ORDERED that the above-captioned action is dismissed without prejudice to restoring the action to this Court's calendar if an application to restore is made within sixty (60) days hereof. The Clerk of the Court is directed to close this case.

Dated: New York, New York November 23, 2009

SO ORDERED:

GEORGE B. DANIELS
United States District Judge